



WEMHH/SB/21 (10/03)

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/669,779	
	Filing Date	September 24, 2003	
	First Named Inventor	Jeffrey M. Gross	
	Art Unit	Unknown	
	Examiner Name	Unknown	
Total Number of Pages in This Submission	6-285	Attorney Docket Number	4002-3423/PC890.00

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawings <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) <input type="text"/>	<input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): 1449 Citation Form 70 References Return Receipt Post Card
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or individual name	Brad A. Schepers, Reg. No. 45,431 Woodard, Emhardt, Moriarty, McNett & Henry LLP
Signature	
Date	October 20, 2003

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below	
Typed or printed name	Brad A. Schepers
Signature	
Date	October 20, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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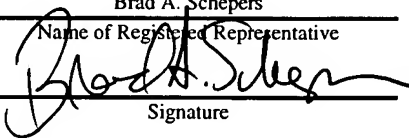
In re U.S. Patent Application:)	Before the Examiner
Jeffrey M. Gross)	Unknown
)	
Application No. 10/669,779)	Group Art Unit Unknown
)	
Filed September 24, 2003)	Our Ref.: 4002-3423/PC890.00
)	
ASSEMBLED FUSION IMPLANT)	October 20, 2003

INFORMATION DISCLOSURE STATEMENT

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P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

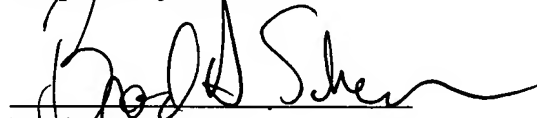
Pursuant to the duty of disclosure in accordance with 37 C.F.R. §1.56, Applicants wish to bring to the attention of the Examiner the items of information listed on the enclosed Information Disclosure Citation Form. This information has not been previously submitted in this application, and has not been cited previously by the Examiner. Copies of the cited items are enclosed in accordance with 37 C.F.R. § 1.98.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:	
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Date of Signature	

The identified information, taken alone or in combination with other art, may provide information relating to the subject matter of the invention, but fails to teach, disclose or suggest the present invention. The filing of this Information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability as defined in § 1.56(b).

This Statement is being submitted under 37 CFR 1.97(b) within three months of the filing date of the subject application and prior to receipt of a first Office Action on the merits. Accordingly, it is believed that no fee is due. However, should any additional fee be required, please charge such fee to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Respectfully submitted:

A handwritten signature in black ink, appearing to read "Brad A. Schepers", written over a horizontal line.

Brad A. Schepers

Reg. No. 45,431

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 3

Complete if Known

Application Number	10/669,779
Filing Date	September 24, 2003
First Named Inventor	Jeffrey M. Gross
Group Art Unit	
Examiner Name	
Attorney Docket Number	4002-3423/PC890.00

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		4,839,215	06/13/1989	Starling et al.	
		4,950,296	08/21/1990	McIntyre	
		5,507,813	04/16/1996	Dowd et al.	
		5,549,679	08/27/1996	Kuslich	
		5,571,189	11/05/1996	Kuslich	
		5,571,190	11/05/1996	Ulrich et al.	
		5,676,146	10/14/1997	Scarborough	and Reexam Cert. of 4/18/00
		5,782,830	07/21/1998	Farris	
		5,888,222	03/30/1999	Coates et al.	
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		5,899,939	05/04/1999	Boyce et al.	
		5,989,289	11/23/1999	Coates et al.	
		6,025,538	02/15/2000	Yaccarino, III	
		6,033,438	03/07/2000	Bianchi et al.	
		6,066,174	05/23/2000	Farris	
		6,090,998	07/18/2000	Grooms et al.	
		6,123,731	09/26/2000	Boyce et al.	
		6,146,420	11/14/2000	McKay	

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁴
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
		WO 99/29271	06/17/1999			
		WO 00/30568	06/02/2000			
		WO 01/49220	07/12/2001			
		WO 01/66048	09/13/2001			
		WO 01/70136	09/27/2001			
		WO 01/78798	10/25/2001			
		WO 02/056800	07/25/2002			
		WO 02/064180	28/22/2002			

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**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

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Sheet	2	of	3	Attorney Docket Number	4002-3423/PC890.00
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Application Number 10/669,779

Filing Date September 24, 2003

First Named Inventor Jeffrey M. Gross

Group Art Unit

Examiner Name

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		6,149,688	11/21/2000	Brosnahan et al.	
		6,200,347	03/13/2001	Anderson et al.	
		6,270,528	08/07/2001	McKay	
		6,294,041	09/25/2001	Boyce et al.	
		6,315,795	11/13/2001	Scarborough et al.	
		6,371,988	04/16/2002	Pafford et al.	
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		6,398,811	06/04/2002	McKay	
		6,409,765	06/25/2002	Bianchi et al.	
		6,423,095	07/23/2002	Van Hoeck et al.	
		6,458,158	10/01/2002	Anderson et al.	
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		6,503,277	01/07/2003	Bonutti	
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		2001/0020186	09/06/2001	Boyce et al.	
		2001/0031254	10/18/2001	Bianchi et al.	
		2001/0032017	10/18/2001	Alfaro et al.	

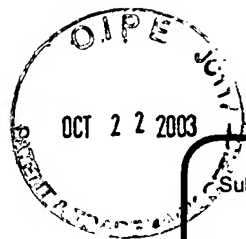
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁴
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
		WO 02/065957	08/29/2002			
		WO 02/098329	12/12/2002			
		WO 02/098332	12/12/2002			
		WO 02/24122	03/28/2002			
		WO 02/24233	03/28/2002			
		WO 02/36049	05/10/2002			

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)		<i>Complete if Known</i>	
		Application Number	10/669,779
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		First Named Inventor	Jeffrey M. Gross
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Sheet 3 of 3	Attorney Docket Number	4002-3423/PC890.00	

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		Number-Kind Code ² (if known)			
		2001/0039456	11/08/2001	Boyer, II et al.	
		2001/0039457	11/08/2001	Boyer, II et al.	
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		2002/0029082	03/07/2002	Muhanna	
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		2003/0069640	04/10/2003	Ferreira et al.	
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		10/271,699		Boyd et al.	(filed 10/16/2002)

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Application of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁴
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				

Examiner Signature		Date Considered	
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